



Superior Court of California
County of Alameda
NOTICE OF 2006 FEE CHANGES (Effective 1-1-2006)

The Judicial Council of California has announced that new civil fees will go into effect in the state's trial courts **effective January 1, 2006**. The new fee structure will streamline and simplify civil fees by rolling the current varied surcharges and add-on fees into one filing fee. For the vast majority of court filings and services, the same fees will be charged for the same services across all 58 counties. In three counties, Riverside, San Bernardino, and San Francisco, the first paper filing fees will be slightly higher because of local courthouse construction surcharges.

The changes in the court fees are designed to create statewide consistency in filing fees and to help ensure stable funding, while maintaining access and continuing a high level of public service in the California trial courts. The changes result from the enactment of the Uniform Civil Fees and Standard Fee Schedule Act, which was approved by the Legislature and the Governor earlier this year.

The new structure will:

- *Streamline and simplify the civil fee structure.* Various surcharges and add-on fees are rolled into one uniform civil filing fee.
- *Create uniformity.* For the vast majority of fees, the same fees will be charged for the same services across all 58 counties.
- *Increase access to the courts.* The new structure directs additional funding to equal access programs.
- *Offer predictability.* Court users will know that fees will remain consistent from county to county and will remain unchanged for a minimum of two years.

Each superior court will begin collecting the new consolidated fee in any affected court matter effective January 1, 2006. **Note: THERE WILL BE NO GRACE PERIOD. Documents received as of January 1, 2006 will be subject to the new fee irrespective of the postmark date. In addition, an administrative charge of \$25.00 will be imposed for processing a filing submitted with a check for an insufficient amount (partial payments are not accepted in unlawful detainer actions—CCP § 411.21(a)).**

The **California Statewide Fee Schedule** is available at:

<http://www.courtinfo.ca.gov/courtadmin/documents/statewidecivilfeeschedule.xls>.

A *comparison* of current selected local fees and the new statewide fees is indicated below. Information about applicable local fees and answers to specific questions can also be obtained at the clerk's office.

<u>Ref #</u>	<u>Type of Filing</u>	<u>Current Fee</u>	<u>Revised Fee effective January 1, 2006</u>
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UNLIMITED CIVIL FILING FEES

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|----|---|------------------------|--------------------------------|
| 1. | Complaint or other first paper in unlimited civil case (amount over \$25,000) including | \$314.50 | \$320.00 |
| | <ul style="list-style-type: none"> • Complaint or other first paper in unlawful detainer case over \$25,000 • Petition for a writ of review, mandate, or prohibition • Petition for a decree of change of name of gender • Appeal on Labor Commissioner Award | | |
| 2. | Answer or other first paper filed by each party other than plaintiff (amount over \$25,000) (including unlawful detainer) whether appearing separately or jointly | \$311.20
each deft. | \$320.00
each deft. |

LIMITED CIVIL FILING FEES

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|-----|---|------------------------|--------------------------------|
| 3. | Complaint, petition, or other first paper where the demand stated on face on complaint is \$10,000 or less. | \$170.30 | \$180.00 |
| 4. | <i>Unlawful Detainer</i> where the demand stated on face on complaint is \$10,000 or less. | \$174.30 | \$195.00 |
| 5. | Answer (\$10,000 or less) including unlawful detainer | \$167.00
each deft. | \$180.00
each deft. |
| 6. | Complaint, petition, or other first paper including transfer from another court where the demand stated on face on complaint is more than \$10,000 up to \$25,000. | \$317.50 | \$300.00 |
| 7. | <i>Unlawful Detainer</i> where the demand stated on face on complaint is more than \$10,000 up to \$25,000. | \$321.50 | \$315.00 |
| 8. | Answer (more than \$10,000 up to \$25,000) including unlawful detainer | \$317.50
each deft. | \$300.00
each deft. |
| 9. | Complaint (reduced fee under B&P 6322.1(c)(1)) | \$151.30 | \$165.00 |
| 10. | Answer (reduced fee under B&P 6322.1(c)(1)) | \$167.00
each deft. | \$165.00
each deft. |
| 11. | Amended Complaint | \$49.50 | No fee |

CIVIL MOTION AND OTHER FILING FEES

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|-----|---|----------|-----------------|
| 12. | Motion or other paper requiring a hearing. | \$36.30 | \$40.00 |
| 13. | Motion for summary judgment or summary adjudication. | \$165.00 | \$200.00 |
| 14. | Reclassification from limited jurisdiction to unlimited | \$137.50 | \$140.00 |

<u>Ref #</u>	<u>Type of Filing</u>	<u>Current Fee</u>	<u>Revised Fee effective January 1, 2006</u>
15.	Change of venue	\$25.30	\$50.00
16.	Request, application, or motion for continuance of hearing or case management conference.	No fee	\$20.00
17.	Motion for continuance of trial.	\$110.00 payable only if granted.	‘Current Fee’ repealed and replaced by GC §70617(a) - \$40.00
18.	Stipulation and Order	\$36.30	\$20.00
<u>COMPLEX LITIGATION FILING FEES</u>			
19.	Complaint requesting designation of a case as a complex case.	\$864.50	\$870.00
20.	FIRST paper on behalf of EACH defendant for case designated as a complex case (\$10,000 cap).	\$861.20	\$870.00
<u>FAMILY LAW FILING FEES</u>			
21.	Petition or other first paper (including a joint petition) for Dissolution, Nullity, Legal Separation, or Paternity	\$314.50	\$320.00
22.	First paper on behalf of respondent petition for Dissolution, Nullity, Legal Separation, Paternity, or if respondent raises child custody issue in a DCSS action seeking to establish parentage or establish, modify, or collect support.	\$311.20	\$320.00
23.	Motion or order to show cause in family law matter.	\$36.30	\$40.00
24.	Motion or order to show cause to modify or enforce custody or visitation	\$58.30	\$65.00
25.	Stipulation and order not requiring a hearing; request or stipulation for continuance of hearing or case management conference not requiring a hearing.	No fee	\$20.00
26.	Motion for continuance of trial.	\$110.00 payable only if granted.	‘Current Fee’ repealed and replaced by GC §70617(a) - \$40.00

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<u>PROBATE FILING FEES</u>			
27.	(Decedent's Estates) FIRST petition for letters of administration, special letters, letters testamentary, first account of testamentary trustee when <u>estimated value of estate at time of filing is:</u>		
	Less than \$250k	\$289.50	\$320.00
	\$250k to less than \$500k	\$361.00	\$385.00
	\$500k to less than \$750k	\$471.00	\$485.00
	\$750k to less than \$1Million	\$636.00	\$635.00
	\$1M to less than 1.5M	\$1,186.00	\$1,135.00
	\$1.5M to less than \$2M	\$2,286.00	\$2,135.00
	\$2M to less than \$2.5M	\$2,836.00	\$2,635.00
	\$2.5M to less than \$3.5M	\$3936.00	\$3,635.00
	\$3.5M or more	\$3936.00 + 0.2% of amount over \$3.5M	\$3,635.00 + 0.2% of amount over \$3.5M
28.	Petitions for will contest, revocation of probate of will, appointment of conservator, guardianship, and <ul style="list-style-type: none"> • To determine fact of death (ProbC §200) • For order concerning particular transaction (ProbC §3100) • For order concerning capacity determination (ProbC §3200) • For compromise of minor's claim (ProbC §3600) • Concerning power of attorney (ProbC §4541) • Concerning advance health care directive (ProbC §4766) • To determine succession to real property (ProbC §13151) • Spousal property petition (ProbC §13650) • Any other petitions that commence a proceeding under the Probate Code. 	\$289.50	\$320.00
29.	SECOND or subsequent petition of a type described in item numbers 8 and 9 above in the same proceeding by a person other than the original petitioner (No fee for original petitioner).	Same as #28	Same as #28
30.	First paper on behalf of EACH adverse party or party other than original petitioner.	\$286.20	\$320.00

<u>Ref #</u>	<u>Type of Filing</u>	<u>Current Fee</u>	<u>Revised Fee effective January 1, 2006</u>
31.	Petition for appointment of guardian of person only	\$289.50	\$180.00
32.	Petition to set aside estate of small value (ProbC §6602)	\$289.50	\$180.00
33.	Petitions or objections for orders that are appealable under ProbC §§1300 or 1301	\$289.50	\$180.00
34.	Petition to establish record of birth, death, or marriage	\$37.00	\$180.00
35.	Motion, application or other paper requiring a hearing after the first paper.	\$25.30	\$40.00
36.	Motion for summary judgment	\$165.00	\$200.00
37.	Affidavit procedure for real property of small value under ProbC §13200	\$35.00	\$20.00
38.	Deposit of estate planning documents	\$10.00	\$20.00
<u>SMALL CLAIMS FILING FEES</u>			
39.	Claim with a demand for \$1,500 or less	\$22.00	\$30.00
40.	Claim with a demand for more than \$1,500 up to \$5,000	\$22.00	\$50.00
41.	Claim with demand for more than \$5,000 up to \$7,500 (natural person only)	N/A	\$75.00
42.	Frequent filers claim (13 or more claims filed by same party within previous 12 months)	\$66.00	\$100.00
43.	Service of claim by certified mail	\$8.80	\$10.00
44.	Motion To vacate	\$15.40	\$20.00
45.	Motion or any paper requiring a hearing	\$15.40	No Fee
46.	Payment of judgment to court	\$25.00	\$20.00
47.	Transfer fee for small claims action	\$1.00	No Fee
<u>RETURNED CHECKS AND INSUFFICIENT PAYMENT FEES</u>			
48.	Administrative charge for a check that is returned without payment	\$20.00	\$20.00
49.	Administrative charge for processing a partial payment (partial payments are not accepted in unlawful detainer actions—CCP § 411.21(a))	No fee	\$25.00

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<u>JUDGMENT RELATED FEES</u>			
50.	Confession of judgment	\$15.00	\$20.00
51.	Renewal of judgment	\$36.30	\$20.00
<u>POST JUDGMENT RELATED FEES</u>			
52.	Issuing writ of attachment, mandate, execution, sale, possession, prohibition, restitution, or any other writ of enforcement of an order or judgment.	\$7.00	\$15.00
53.	Issuing abstract of judgment	\$7.00	\$15.00
54.	Application for order of sale of a dwelling upon judgment being rendered in another county	\$12.00	\$40.00
55.	Application for order for judgment debtor examination.	\$36.30	\$40.00
56.	Application for examination of third person.	\$12.00	\$40.00
57.	Certificate of satisfaction of judgment.	\$3.00	\$15.00
<u>APPEAL RELATED FEES</u>			
58.	Appeal in limited civil case	\$92.00	\$100
59.	Appeal in small claims case	\$92.00	\$75.00
60.	Appeal from Labor Commissioner's Award	\$314.50	\$320.00
<u>RECORD RELATED FEES</u>			
61.	Preparing a copy of any record, proceeding, or paper	\$0.75 / page	\$0.50 / page
62.	Comparison of a copy with an original on file.	\$1.10 / page	\$1.00 / page
63.	Certifying a copy of paper, record, or proceeding on file.	\$6.60	\$15.00
64.	Certificate for which fee is not otherwise fixed, includes Superior Court approval of notice of pendency of action.	\$6.60	\$15.00
65.	Authentication pursuant to court order (per signature)	\$6.60	\$15.00
66.	Certified copy of Marriage Dissolution Record		
	• Public Agency request:	\$5.50	\$10.00
	• All others:	\$11.00	\$15.00
67.	Search of record or files	\$5.00 per name	\$15.00 for each search longer than 10 minutes

<u>Ref #</u>	<u>Type of Filing</u>	<u>Current Fee</u>	<u>Revised Fee</u>
<u>Criminal Filing Fees</u>			
68 a.	FIRST paper fee in a criminal action on a motion to set aside Bail Forfeiture / Motion To Set Aside Summary Judgment if the amount of the bail bond is more than \$25,000:	\$347.50 (includes motion fee)	\$360.00 (includes motion fee)
68 b.	FIRST paper fee in a criminal action on a motion to set aside Bail Forfeiture / Motion To Set Aside Summary Judgment if the amount of the bail bond is more than \$10,000 up to \$25,000:	\$353.80 (includes motion fee)	\$340.00 (includes motion fee)
68 c.	FIRST paper fee in a criminal action on a motion to set aside Bail Forfeiture / Motion To Set Aside Summary Judgment if the amount of the bail bond is \$10,000 or less:	\$203.30 (includes motion fee)	\$220.00 (includes motion fee)